

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2009-053747

08/04/2010

HONORABLE MICHAEL D. GORDON

CLERK OF THE COURT
M. MINKOW
Deputy

IN RE THE MATTER OF
JIMMY R LOPEZ

GENE R STRATFORD

AND

LAURA E BATTAGLIA

CHRISTOPHER RIKE

MINUTE ENTRY

8:12 a.m. Courtroom 108. This is the time set for continuing Trial to the Court Re: Petitioner's Petition for Paternity, Child Custody, Parenting Time and Child Support, filed November 2, 2009, and Petitioner's Petition for Enforcement of Order and for Contempt, filed March 10, 2010, continuing from August 3, 2010. Petitioner is present and represented by counsel, Gene Stratford. Respondent is present and represented by co-counsel, Christopher Rike and Jarnie Basham Carr.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The parties having advised that they will not be able to finish the trial in the time allotted,

IT IS ORDERED setting continued Trial Date on **August 20, 2010, at 3:00 p.m., for 2 hours**, in this Division at Northeast Regional Court Center, 18380 North 40th Street, Courtroom 108, Phoenix, Arizona 85032.

Mother orally moves for an interim order to keep the minor child in her custody until August 20, 2010.

IT IS ORDERED taking this matter under advisement.

Petitioner's case continues:

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Michelle Cappellini, having previously been duly sworn, testifies.

The witness is excused.

Jimmy Lopez resumes the stand and testifies further.

Respondent's exhibit 45 is received in evidence, conditioned upon the testimony of the Parenting Coordinator at the August 20, 2010, trial date.

Petitioner's exhibit 6 is received in evidence and played in open court.

Petitioner's exhibit 15 is received in evidence.

9:14 a.m. Court stands at recess.

9:17 a.m. Court reconvenes with the parties and counsel present.

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Mother requests that the minor child be in her physical custody from August 17 through August 24 when Maternal Grandmother is in town.

Counsel for Respondent presents an avowal about what Dr. Mark Webb would testify to regarding the health of the minor child.

IT IS ORDERED that Mother shall have physical custody of the minor child from August 17 through August 20, and Father shall be awarded make-up parenting time.

THE COURT FINDS it does not have sufficient evidence to grant Mother's request to have sole physical custody of the minor child until the August 20, 2010, trial date.

9:34 a.m. Court stands at recess until **August 20, 2010, at 3:00 p.m.**, in this Division at Northeast Regional Court Center, 18380 North 40th Street, Courtroom 108, Phoenix, Arizona 85032.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.